

**DECLARATION (37 CFR 1.63) FOR UTILITY OR DESIGN APPLICATION USING AN
APPLICATION DATA SHEET (37 CFR 1.76)**

Title of Invention

CAP FEEDING APPARATUS FOR A FASTENER GUN

As the below named inventor(s), I/we declare that:

This declaration is directed to:

- ☐ The attached application, or
- ☒ Application No. 10/635,861, filed on August 5, 2003,
- ☐ as amended on _____ (if applicable);

I/we believe that I/we am/are the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT International filing date of the continuation-in-part application.

All statements made herein of my/own knowledge are true, all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME OF INVENTOR(S)

Inventor one: Frederick W. Lamb

Date: 11/10/03

Signature: Frederick W. Lamb

Resident of Alabaster, AL
Citizen of: USA

Inventor two: _____

Signature: _____

Citizen of: _____

Inventor three: _____

Signature: _____

Citizen of: _____

Inventor four: _____

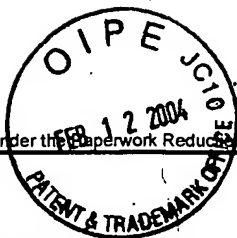
Signature: _____

Citizen of: _____

☐ Additional inventors or a legal representative are being named on _____ additional form(s) attached hereto.

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 minute to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Frederick W. Lamb

Application No./Patent No.: 10/635,861 Filed/Issue Date: August 5, 2003

Entitled: CAP FEEDING APPARATUS FOR A FASTENER GUN

PneuTools, Incorporated, a Tennessee corporation
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %
in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

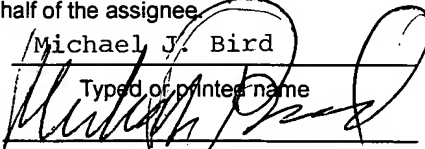
1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.
[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

11-10-03
Date
(901) 405-9670
Telephone number

Michael J. Bird
Typed or printed name

Signature
Vice President, PneuTools, Incorporated
Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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ASSIGNMENT

WHEREAS, I, Frederick W. Lamb ("Lamb"/Assignor), of Alabaster, County of Shelby, State of Alabama, and a citizen of the United States of America, whose residence and Post Office address is 2101 King Charles Circle, Alabaster, Alabama 35007, am the inventor of certain new and useful improvements in a Tool and Method for Fastening Hold-Down Cap Washers (the "Invention") as described and disclosed in U.S. Provisional Patent Application No. 60/401,106 (filed August 5, 2002) with the same title (the "First Provisional Application"), and as described and disclosed in U.S. Provisional Patent Application No. 60/471,881 (filed May 20, 2003) with the same title (the "Second Provisional Application"), and as further described and claimed in Non-Provisional Patent Application No. 10/635,861 (filed August 5, 2003) entitled "Cap Feeding Apparatus For A Fastener Gun" (the "Non-Provisional Application"), and further identified as File and Docket Number A2,062;

WHEREAS, PneuTools, Incorporated ("PneuTools"/Assignee), a Tennessee corporation, whose principal place of business is 7730 Trinity Road, Bldg. B, Suite 130, Cordova, Tennessee 38018, is desirous of acquiring the entire right, title and interest in and to said Invention and said First and Second Provisional Applications and said Non-Provisional Application; and

WHEREAS, Frederick W. Lamb did assign his entire right, title and interest in and to said First Provisional Application to PneuTools, Incorporated by an Assignment recorded in the U.S. Patent and Trademark Office on August 5, 2002, at Reel/Frame 013170/0218, and to said Second Provisional Application to PneuTools, Incorporated by an Assignment filed in the Patent and Trademark Office on June 20, 2003;

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00), the receipt of which in hand is hereby separately acknowledged by me, and other good and valuable consideration, I, Frederick W. Lamb (Assignor), by these presents do sell, assign and transfer unto the said PneuTools, Incorporated (Assignee), my full and exclusive right, both domestic and foreign, to the said Invention, as well as any and all provisional and non-provisional patent

1 applications therefor, including said First Provisional Application No. 60/401,106, said Second
2 Provisional Application No. 60/471,881 and said Non-Provisional Application No. 10/635,861,
3 and also my entire right, title, and interest in and to any and all Letters Patent that may be
4 granted therefor, both domestic and foreign, as well as any and all Letters Patent granted upon
5 any divisional, reissue, re-examination, continuation, and/or continuation-in-part applications
6 claiming priority thereof, both domestic and foreign, as well as any and all extensions of term
7 therefor.

8 I, Frederick W. Lamb, hereby authorize and request the Commissioner of Patents and
9 Trademarks to issue any and all said Letters Patent to the said PneuTools, Incorporated
10 (Assignee), as the assignee of the entire right, title, and interest in and to the same, for its sole use
11 and behoof; and for the use and behoof of its legal representatives, assigns, and/or successors, to
12 the full end of the term and any extensions thereof for which any and all said Letters Patent may
13 be granted, as fully and entirely as the same would have been held by me had this assignment and
14 sale not been made.

15 And I, Frederick W. Lamb, hereby covenant and agree that I will, at any time, upon
16 request, execute and deliver any and all papers that may be necessary or desirable to perfect the
17 titles of said Assignee or its successors or assigns to said Invention and to any and all Letters
18 Patent that may be granted therefor, both domestic and foreign, as well as any and all Letters
19 Patent granted upon any non-provisional, divisional, reissue, re-examination, continuation, and/or
20 continuation-in-part applications claiming priority thereof, both domestic and foreign, as well as
21 any and all extensions of term therefor.

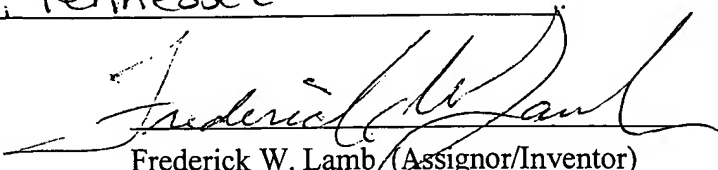
22 This agreement will be interpreted in accordance with the Federal patent laws and the
23 laws of the State of Tennessee, without regard to any provisions of conflicts of laws.

24 This Agreement may be signed in counterparts, each of which shall be an original, but, all
25 of which together shall constitute one instrument.

26 WHEREFORE, Frederick W. Lamb, with intent to be legally bound, now subscribes to
27 this Assignment by his signature set forth below.

1 Executed this 10 day of Nov., 2003, at the city/town of

2 Memphis, Tennessee

3 
4 Frederick W. Lamb (Assignor/Inventor)

5
6 STATE OF TN)
7)
8 COUNTY OF Shelby)

SS:

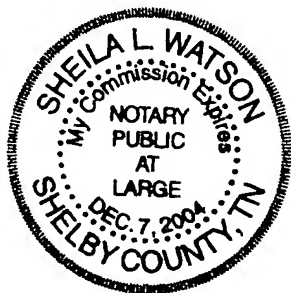
9 Sworn and subscribed before me at the city/town of Memphis, Tennessee
10 this 10 day Nov., 2003, by the said Frederick W. Lamb, who
11 personally appeared before me and acknowledged the foregoing instrument to be his free act and
12 deed.

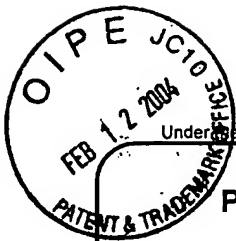
13 
14 Notary Public

15 My Commission expires:

16 12/7/04

17 (SEAL)





PTO/SB/81 (09-03)

Approved for use through 11/30/2005. OMB 0651-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**POWER OF ATTORNEY
and
CORRESPONDENCE ADDRESS
INDICATION FORM**

Application Number	10/635,861
Filing Date	August 5, 2003
First Named Inventor	Frederick W. Lamb
Title	Cap Feeding Apparatus For A Fastener Gun
Art Unit	
Examiner Name	
Attorney Docket Number	A2,062

I hereby appoint:

☐ Practitioners associated with the Customer Number:

OR

☒ Practitioner(s) named below:

Name	Registration Number
Russell H. Walker	35,401
Larry W. McKenzie	28,239

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

☐ The address associated with the above-mentioned Customer Number:

OR

☐ The address associated with Customer Number:

OR

<input checked="" type="checkbox"/> Firm or Individual Name	Russell H. Walker				
Address	Walker, McKenzie & Walker, P.C.				
Address	6363 Poplar Ave., Suite 434				
City	Memphis	State	TN	Zip	38119-4896
Country	USA				
Telephone	(901) 685-7428	Fax	(901) 682-6488		

I am the:

☐ Applicant/Inventor.☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)**SIGNATURE of Applicant or Assignee of Record**

Name	Michael J. Bird, Vice President, PneuTools, Incorporated		
Signature			
Date	7-10-03	Telephone	(901) 405-9670

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☒ *Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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